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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:
DOWNTOWN BOB'S, LLC d/b/a
GLOW
202 E HOLLY STREET, STE 301
BELLINGHAM, WA 98225

LICENSEE.

LICENSE NO. 403987

NO. 23,571

FINAL ORDER OF THE BOARD

[PROPOSED]

THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, Downtown Bob's LLC. d/b/a Glow (Licensee) represented by PETE WASLEY, Member/Manager, and the Board having considered the stipulated settlement agreement and Enforcement's memorandum recommending acceptance of the settlement agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

IT IS HEREBY ORDERED the Board accepts, adopts and incorporates herein by reference the stipulated settlement agreement between Enforcement and the Licensee in the above-captioned matter and further that the violation set forth and charged in the Complaint dated October 28, 2009, issued by the Board in the above-captioned matter is sustained and the Licensee shall pay a total monetary penalty of one thousand five hundred dollars (\$1500) for

1 the above-referenced violation. The Licensee shall pay the monetary penalty in three (3)
2 separate payments. The first payment of eight hundred dollars (\$800) shall be made no later
3 than thirty (30) days after the date of this order. The second payment of five hundred dollars
4 (\$500) shall be made no later than sixty (60) days after the date of this order. The third
5 payment of two hundred dollars (\$200) shall be made no later than ninety (90) days after the
6 date of this order. All payments shall be sent to:

7 Washington State Liquor Control Board
8 PO Box 43085
9 Olympia, WA 98504-3085

10 In the event the Licensee fails to make a full and timely payment, the Licensee shall serve a
11 five (5) day suspension of its liquor license, the dates and time of which shall be set by the
12 Washington State Liquor Control Board.

13 DATED this 26 day of April, 2010.

14 WASHINGTON STATE LIQUOR CONTROL BOARD

15 Sharon Foster

16 Rutmann Kuore

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RECEIVED

APR 20 2010

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:
DOWNTOWN BOB'S, LLC d/b/a
GLOW
202 E HOLLY STREET, STE 301
BELLINGHAM, WA 98225

LICENSEE.

LICENSE NO. 403987

NO. 23,571

STIPULATED SETTLEMENT
AGREEMENT

The Washington State Liquor Control Board Education and Enforcement Division (Enforcement) represented by its attorneys, ROBERT M. MCKENNA, Attorney General, and GORDON KARG, Assistant Attorney General, and the Licensee, Downtown Bob's LLC d/b/a Glow (Licensee) represented by PETE WASLEY, Member/Manager, hereby enter into this stipulated settlement agreement for Liquor Control Board Case No. 23,571.

I. INTRODUCTION

The Washington State Liquor Control Board charged the above-named Licensee, in its complaint dated October 28, 2009 with the following violations of the Washington State Liquor Control Board law:

That on or about June 6, 2009, the above-named Licensee, or an employee(s) thereof, did allow a person apparently under the influence of liquor to possess and/or consume liquor on the licensed premises, contrary to WAC 314-16-150.

1 Enforcement and the Licensee wish to enter into a settlement agreement concerning the
2 above-referenced Complaint.

3 **II. AGREEMENT OF THE PARTIES**

4 Enforcement and the Licensee agree to the following:

5 1. Enforcement and the Licensee enter into this agreement to avoid the time and
6 expense of further litigation. The Licensee explicitly waives the right of further administrative
7 review of all matters related to the above referenced violation and Complaint. The Licensee
8 hereby voluntarily withdraws its request for a hearing in this matter.

9 2. This agreement constitutes the final written expression of all the terms of this
10 agreement and is a complete and exclusive statement of these terms.

11 3. The Licensee admits to the violation set forth in the above referenced
12 Complaint: That on or about June 6, 2009, the above-named Licensee, or an employee(s)
13 thereof, did allow a person apparently under the influence of liquor to possess and/or consume
14 liquor on the licensed premises, contrary to WAC 314-16-150.

15 4. The Licensee acknowledges this is the Licensee's second violation of this type
16 within a twenty four month period, which carries a standard monetary penalty of two thousand five
17 hundred dollars (\$2500) or a five day suspension of the liquor license.

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5. The Licensee agrees to pay a total monetary penalty of one thousand five hundred dollars (\$1500) for the above-referenced violation. The Licensee shall pay the monetary penalty in three (3) separate payments. The first payment of eight hundred dollars (\$800) shall be made no later than thirty (30) days after the date of the Final Order of the Board. The second payment of five hundred dollars (\$500) shall be made no later than sixty (60) days after the date of the Final Order of the Board. The third payment of two hundred dollars (\$200) shall be made no later than ninety (90) days after the date of the Final Order of the Board. Payments shall be sent to:

Washington State Liquor Control Board
P.O. Box 43095
Olympia, WA 98504-3095

6. In the event that the Licensee does not make a timely payment, as required by Section II, Paragraph 5, the Licensee shall serve a five (5) day suspension of its liquor license, pursuant to WAC 314-29-020; the dates and times of which shall be set by the Washington State Liquor Control Board.

7. The parties recognize that this settlement agreement is subject to approval by the Washington State Liquor Control Board.

STIPULATED AND AGREED this 12th day of April 2010.

ROBERT M. MCKENNA
Attorney General

GORDON KARG, WSBA #37178
Assistant Attorney General
Attorneys for Washington State
Liquor Control Board Education and
Enforcement Division


PETE WASLEY
Member/Manager
Downtown Bob's LLC d/b/a Glow
Licensee



Washington State
Liquor Control Board

May 7, 2010

Downtown Bob's LLC
d/b/a Glow
202 E Holly St Ste 301
Bellingham, WA 98225-4759

Gordon Karg, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

**RE: FINAL ORDER OF THE BOARD
ADMINISTRATIVE VIOLATION NOTICE NO. 3B9157A
LICENSEE: Downtown Bob's LLC
TRADE NAME: Glow
LOCATION: 202 E Holly St Ste 301, Bellingham, WA 98225-4759
LICENSE NO. 403987
LCB HEARING NO. 23,571
UBI: 602 578 899 001 0002**

Dear Parties:

Enclosed please find a Declaration of Service by Mail and a copy of the Final Order in the above referenced matter, as well as a copy of the Stipulated Settlement Agreement.

The applicable monetary penalty is due in three payments as follows: \$800.00 is due by June, 7/2010; \$500.00 is due by July 7, 2010; and \$200.00 is due by August 6, 2010. If timely payment is not received, then a five day suspension will take place at 10:00 am on August 20, 2010 until 10:00 a.m. on August 25, 2010.

When you are sending in payment, please send it to the mailing address indicated in the Final Order and label the check with your License and Administrative Violation Notice numbers listed above. If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Bellingham Enforcement and Education Division, WSLCB
Amber Harris, WSLCB

PO Box 43076, 3000 Pacific Ave. SE, Olympia WA 98504-3076, (360) 664-1602 www.liq.wa.gov

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WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

DOWNTOWN BOB'S LLC
d/b/a GLOW
202 E HOLLY ST STE 301
BELLINGHAM, WA 98225-4759

LICENSEE

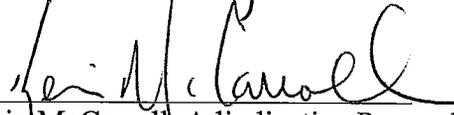
LICENSE NO. 403987
AVN NO. 3B9157A

LCB NO. 23,571

DECLARATION OF SERVICE BY
MAIL

I declare under penalty of perjury under the laws of the state of Washington that on May 7, 2010, I served a true and correct copy of the FINAL ORDER OF THE BOARD in the above-referenced matter, by placing a copy of said documents in the U.S. mail, postage prepaid, to all parties or their counsel of record.

DATED this 7th day of May, 2010, at Olympia, Washington.


Kevin McCarroll, Adjudicative Proceedings Coordinator

DOWNTOWN BOB'S LLC
d/b/a GLOW
202 E HOLLY ST STE 301
BELLINGHAM, WA 98225-4759

GORDON KARG, ASSISTANT ATTORNEY
GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
1125 WASHINGTON STREET SE
PO BOX 40100
OLYMPIA, WA 98504-0100